

02-27-02 20084643 022602

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Date of Deposit: February 26, 2002

Attorney Docket No. 21272-502

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FIRST-NAMED INVENTOR Vinod Asundi et al.  
OR APPLICATION  
IDENTIFIER:

FOR: NOVEL NUCLEIC ACIDS AND POLYPEPTIDES

**Box PATENT APPLICATION**

Assistant Commissioner for Patents  
Washington, D.C. 20231

**REQUEST FOR FILING A NEW CONTINUATION-IN-PART APPLICATION UNDER  
37 C.F.R. §1.53(b)**

1. This is a request for filing a new nonprovisional application under 37 C.F.R. §1.53(b).

This application claims priority from United States patent applications:

Application No. (U.S.S.N.)	Filing Date (dd/mm/yy)	Status (Patented, Pending, Abandoned)
09/205,070	03/12/98	Abandoned
09/340,623	28/06/99	Abandoned
09/898,888	03/07/01	Pending
09/205,155	03/12/98	Abandoned
09/359,922	22/07/99	Pending
09/919,002	30/07/01	Pending
09/347,127	02/07/99	Abandoned
09/905,059	12/07/01	Pending
09/457,877	08/12/99	Pending
09/952,981	14/09/01	Pending
09/471,275	23/12/99	Pending
09/488,725	21/01/00	Pending
09/552,317	25/04/00	Pending
09/491,404	25/01/00	Abandoned
09/922,279	03/08/01	Pending
09/496,914	23/02/00	Pending
09/560,875	27/04/00	Pending
09/515,126	28/02/00	Pending
09/577,409	18/05/00	Pending
09/519,705	07/03/00	Pending



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## NOVEL NUCLEIC ACIDS AND POLYPEPTIDES

10084643  
10/084643  
02/26/02

### 1. RELATED APPLICATIONS

This application is a continuation in part of copending U.S. Patent Application Nos.

5 09/898,888 filed July 3, 2001 (Hyseq docket no. 748CON2), which is a continuation of  
09/340,623 filed June 28, 1999 (now abandoned, Hyseq docket no. 748CON1), which is a  
continuation of 09/205,070 filed Dec. 3, 1998 (now abandoned, Hyseq docket no. 748);  
copending U.S. Application No. 09/919,002 filed July 30, 2001 (Hyseq docket no. 752CON2),  
which is a continuation of 09/359,922 filed July 22, 1999 (Hyseq docket no. 752CON1), which is

10 a continuation of 09/205,155 filed Dec. 3, 1998 (now abandoned, Hyseq docket no. 752);  
copending U.S. Application No. 09/905,059 filed July 12, 2001 (Hyseq docket no. 778CON1),  
which is a continuation of 09/347,127 filed Jul. 2, 1999 (now abandoned, Hyseq docket no. 778);  
copending U.S. Application No. 09/952,981 filed Sept. 14, 2001 (Hyseq docket no. 779CON1),  
which is a continuation of copending 09/457,877 filed Dec. 8, 1999 (Hyseq docket no. 779);

15 copending U.S. Application No. 09/471,275 filed Dec. 23, 1999 (Hyseq docket no. 782);  
copending U.S. Application No. 09/552,317 filed Apr. 25, 2000 (Hyseq docket no.:784CIP);  
copending U.S. Application No. 09/488,725 filed Jan. 21, 2000 (Hyseq docket no. 784);  
copending U.S. Application No. 09/922,279 filed Aug. 3, 2001 (Hyseq docket no. 785CON1),  
which is a continuation of 09/491,404 filed Jan. 25, 2000 (now abandoned, Hyseq docket no.

20 785); copending U.S. Application No. 09/560,875 filed Apr. 27, 2000 (Hyseq docket no.  
787CIP); copending U.S. Application No. 09/496,914 filed Feb. 23, 2000 (Hyseq docket no.  
787); copending U.S. Application No. 09/577,409 filed May 18, 2000 (Hyseq docket no.  
788CIP); copending U.S. Application No. 09/515,126 filed Feb. 28, 2000 (Hyseq docket no.  
788); copending U.S. Application No. 09/574,454 filed May 19, 2000 (Hyseq docket no.

25 789CIP); copending U.S. Application No. 09/519,705 filed Mar. 7, 2000 (Hyseq docket no. 789);  
copending U.S. Application No. 09/649,167 filed Aug. 23, 2000 (Hyseq docket no. 790CIP);  
copending U.S. Application No. 09/540,217 filed Mar. 31, 2000 (Hyseq docket no. 790);  
copending U.S. Application No. 09/770,160 filed Jan. 26, 2001 (Hyseq docket no. 791CIP);  
copending U.S. Application No. \_\_\_\_ filed Nov. 8, 2001 (Hyseq docket no.:791CON), which is a

30 continuation of copending U.S. Application No. 09/552,929 filed Apr. 18, 2000 (Hyseq docket  
no. 791); and copending U.S. Application No. \_\_\_\_ filed Nov. 20, 2001 (Hyseq docket no.  
792CON), which is a continuation of copending 09/577,408 filed May 18, 2000 (Hyseq docket  
no. 792). The entirety of the aforementioned applications are hereby incorporated by reference.



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PATENT TRADEMARK OFFICE

FIRST-NAMED INVENTOR OR  
 APPLICATION IDENTIFIER: Vinod Asundi et al.  
 Request for New Nonprovisional Application (37 C.F.R. §1.53(b))

Application No. (U.S.S.N.)	Filing Date (dd/mm/yy)	Status (Patented, Pending, Abandoned)
09/574,454	19/05/00	Pending
09/540,217	31/03/00	Pending
09/649,167	23/08/00	Pending
09/552,929	04/18/00	Pending
09/770,160	26/01/01	Pending
10/014,487	08/11/01	Pending
09/989,660	21/11/01	Pending
09/577,408	18/05/00	Pending

2. Specification (Total pages: 10966) consisting of:

Specification (10959 pages); Claims and Abstract (7 pages);  
 2 CD-ROMs (Tables 2-4, 6, 8-22);  
 (one original and one backup)  
 0 Sheets of Drawings;

In accordance with 37 CFR 1.58 (e)(4) Applicants state that copy 1 and copy 2 of the enclosed CD-ROM discs are identical.

3. Declaration and Power of Attorney (unexecuted, 7 pages);
4. Request to transfer sequence listing (2 pages);
5. Non-publication request (1 page);
6. Fee Calculation

FIRST-NAMED INVENTOR OR  
 APPLICATION IDENTIFIER: Vinod Asundi et al.  
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CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 C.F.R. 1.16(a) \$740.00
Total Claims (37 C.F.R. 1.16(c))	28	- 20 =	8	\$ 18.00	\$144.00
Independent Claims (37 C.F.R. 1.16(b))	3	- 3 =	0	\$84.00	\$0
Multiple Dependent Claim(s), if any (37 C.F.R. 1.16(d))	2			\$280.00	\$560.00
SUBTOTAL:					\$1444.00
Reduction by 50% for filing by small entity:					\$0
TOTAL FEE:					\$1444.00

7. Check # 11870 in the amount of **\$1444.00** is enclosed.
8. The Commissioner is hereby authorized to credit overpayments or charge any deficiencies  
 Deposit Account No. 50-0311, Ref. No. 21272-502.
9. Return Receipt Postcard Enclosed.

Respectfully submitted,



For R. Elrifi, Reg. No. 39,359  
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APPLICANTS: Vinod Asundi et al.

APPLICATION  
NUMBER: TBA

EXAMINER: Not Yet Assigned

FILING DATE: February 26, 2002

ART UNIT: Not Yet Assigned

FOR: NOVEL NUCLEIC ACIDS AND POLYPEPTIDES

## BOX PATENT APPLICATION

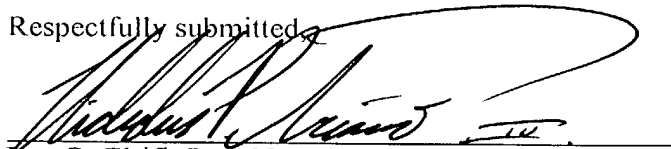
Commissioner for Patents  
Washington, D.C. 20231

## NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Respectfully submitted,



Ivor R. Elrifi, Reg. No. 39,529

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Dated: February 26, 2002

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